

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-27673 of 2019
Date of decision :31.01.2020

Bimla Devi

.....Petitioner

Vs.

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE RAMENDRA JAIN

Present:- Mr.R.P.Dhir, Advocate, for the petitioner.

Mr.Pawan Sharda, Sr.DAG, Punjab.

RAMENDRA JAIN, J. (ORAL)

Petitioner is facing trial in a case FIR No.125 dated 26.04.2019 registered in the Police Station P.S. Model Town, Distt.Hoshiarpur under Section 18 of the Narcotic Drugs and Psychotropic Substances Act, 1985, for recovery of 3.4 Kg. of opium from the scooter which was driven by her husband who was apprehended on the spot.

Learned counsel for the petitioner contends that petitioner is wife of Surinder Pal. As per allegations, police took the key of the offending vehicle from Surinder Pal. Its diggy was searched and alleged recovery was effected. Petitioner has falsely been dragged in the case as the vehicle from which the alleged recovery was effected was driven by her husband. Conclusion of trial may take a long time. No useful purpose would be served by detaining the petitioner further in jail. Petitioner is in custody, since last 8 months. Till date prosecution has not examined even a single witness.

I have heard learned counsel for the petitioner and gone through

There was specific secret information against both the accused Surinder Pal and his wife i.e. petitioner-Bimla Devi, about their carrying contraband. Heavy quantity of opium has been recovered from the diggy of the scooter, whereupon both of them were riding. The petitioner was apprehended on the spot. Thus, the petitioner does not deserve concession of regular bail.

Dismissed.

31.01.2020
anil

(RAMENDRA JAIN)
JUDGE

Whether speaking/reasoned = Yes/No.
Whether reportable= Yes/No.